

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**BOUTRAILLE CORPORATION,
TRINITY PARTNERS LTD., and
JOHN CAMERON FRALEIGH,**

Defendants.

**05 Civ. 9300 (GBD)
ECF Case**

STIPULATION OF DISMISSAL OF ACTION WITHOUT PREJUDICE

WHEREAS the parties in this case have reached an agreement as to the dismissal of this action without prejudice;

IT IS THEREFORE STIPULATED AND AGREED that:

1. Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, this action against defendants Boutraille Corporation, Trinity Partners Ltd. and John Cameron Fraleigh be, and is hereby, dismissed without prejudice;
2. Each party to this action shall bear its own costs, disbursements, attorneys' fees, and expenses; and
3. This Stipulation may be executed in counterpart, and copies exchanged by facsimile, by the attorneys listed below, each of whom represents and warrants his or her authority to do so and bind his or her client thereby.

Dated: October 23, 2008.

**SECURITIES AND EXCHANGE
COMMISSION**

**WILSON SONSINI GOODRICH &
ROSATI**

By: Erica Y. Williams
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